

The Honorable Franklin D. Burgess

Presented to the Court by the foreman of the
Grand Jury in open Court, in the presence of
the Grand Jury and FILED in The U.S.
DISTRICT COURT at Seattle, Washington.

.....August 18..... 20 04
BRUCE RIFKIN, Clerk
By H. Orent Deputy

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

UNITED STATES OF AMERICA,

Plaintiff,

v.

KYLE DAVIE GRAHAM,

Defendant.

NO. 04-5172FDB

SUPERSEDING INDICTMENT



04-CR-05172-INDI

THE GRAND JURY CHARGES THAT:

COUNT 1

(Felon in Possession of a Firearm)

On or about March 15, 2004, in the City of Vancouver, within the Western District of Washington, KYLE DAVIE GRAHAM, having been convicted of crimes punishable by imprisonment for a term exceeding one year, to wit: (1) Violation of a Domestic Violence Protection Order, Cause No. 02-1-00235-8, on March 13, 2002, in Clark County Superior Court and (2) Possession of a Controlled Substance with Intent to Deliver - Marijuana, Cause No. 98-1-2180-2, on March 25, 1999, in Clark County Superior Court, did knowingly possess a firearm, to wit, a loaded Charter Arms .38 caliber revolver, which had been shipped and transported in interstate commerce.

All in violation of Title 18, United States Code, Section 922(g)(1).

COUNT 2**(Felon in Possession of Ammunition)**

On or about March 15, 2004, in the City of Vancouver, within the Western District of Washington, KYLE DAVIE GRAHAM, having been convicted of crimes punishable by imprisonment for a term exceeding one year, to wit: (1) Violation of a Domestic Violence Protection Order, Cause No. 02-1-00235-8, on March 13, 2002, in Clark County Superior Court and (2) Possession of a Controlled Substance with Intent to Deliver - Marijuana, Cause No. 98-1-2180-2, on March 25, 1999, in Clark County Superior Court did knowingly possess ammunition, to wit, a Remington Peters .38 caliber bullet located in a backpack in a 1984 Honda Accord, Washington License 205FFE, which ammunition had been shipped and transported in interstate commerce.

All in violation of Title 18, United States Code, Section 922(g)(1).

ADDITIONAL ALLEGATION

The Grand Jury further alleges that, as to each Count, the defendant willfully obstructed or impeded, or attempted to obstruct or impede, the administration of justice during the course of the investigation and prosecution of the instant offense.

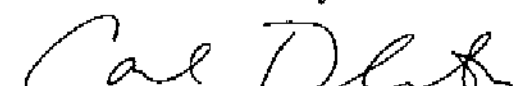
A TRUE BILL;

DATED: 8/18/04


FOREPERSON


JOHN MCKAY

United States Attorney


CARL BLACKSTONE

Assistant United States Attorney


TESSA M. GORMAN

Assistant United States Attorney